

MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF IRVINGTON, NEW YORK HELD ON MONDAY OCTOBER 2, 1995 8:00 P.M. VILLAGE HALL, 85 MAIN STREET, IRVINGTON, NEW YORK.

Present: Dennis P. Flood, Mayor
Garrard R. Beeney, Trustee
Sheila M. Attai, Trustee
James McNiff, Trustee
Robert H. Pouch, Trustee
Stephen A. McCabe, Administrator
Kevin J. Plunkett, Village Attorney
Lawrence S. Schopfer, Clerk-Treasurer
Robert M. Bauer, Superintendent of Public Works
Richard A. Denike, Police Chief
Eugene Hughey, Building Inspector

The meeting was called to order by Mayor Flood who led the attendance in the pledge of allegiance to the flag of the United States of America.

Mayor Flood opened the floor to public comment on matters not contained on the agenda. Greg Volpe directed a question to the board concerning the status of Riverview Road. Village Attorney Kevin J. Plunkett indicated that the road was private. Mr. Volpe also presented the Board with photographs of the remnants of a party in the woods. Discussion ensued regarding the steps to take to prevent such events. Brenda Livingston questioned the line painting done on Broadway by the State prior to its repaving.

Trustee McNiff made a motion to adopt the minutes of the regular meeting of the Village Board held on August 21, 1995. The motion was seconded by Trustee Pouch and unanimously approved with Trustees Beeney and Attai abstaining from the vote.

Trustee Pouch made a motion to adopt the minutes of the regular meeting of the Village Board held on September 18, 1995 as amended. The motion was seconded by Trustee McNiff and unanimously approved with Trustee Beeney abstaining from the vote.

Mayor Flood read correspondence from the Town of Rye Town Council regarding education funding and Supervisor Paul Feiner regarding frivolous residential certioraris. A copy of each correspondence is attached hereto as a part of these minutes.

Mayor Flood announced a public hearing to be held on October 16, 1995 regarding a proposed local law amending the fines charged for parking violations.

Mayor Flood read the attached school bus safety proclamation entitled "Operation Safe-Stop."

Mayor Flood introduced the application of Legend Laundry, Inc. for a hawking and peddling license to operate a dry cleaning pickup service at the Irvington railroad station. Desmond Lyons, counsel for the applicant, responded to several concerns about public safety and business law. David Gonzalez and Robert Gonzalez spoke in favor of the application. Paul Stone, counsel for Irvington Laundromat, Guy Magro, and Adele Warnock spoke in opposition to the application.

After discussion was complete, Trustee Pouch made a motion to deny the application for a hawking and peddling permit based on the current state of the record. The motion was seconded by Trustee McNiff and unanimously approved.

Mayor Flood introduced the request of a resident that Irvington adopt legislation requiring property owners to upgrade electrical systems to accommodate modern electrical appliances. Village Attorney Kevin Plunkett indicated that the Village would not have any legal authority to impose such a requirement. Based on this, the Board refrained from any action on this matter.

Mayor Flood outlined a regulation proposed by the Planning Board regarding Environmental Conservation Board review of Planning Board applications with respect to the Village's Open Space Inventory and Map. Village Administrator recommended that the Village Clerk certify all applications to the Planning Board with respect to their inclusion on the Open Space Inventory and Map. A discussion ensued regarding the proposed regulation. After there was no further discussion, Trustee Attai made a motion to adopt the proposed regulation as amended. The motion was seconded by Trustee McNiff and unanimously approved. A copy of the amended regulation is attached hereto as a part of these minutes.

Trustee Attai reported that the Water Department had received a certification from the Westchester County Department of Health as to the quality of its drinking water. The Building department has continued its busy pace. Trustee Attai also reported on the upcoming activities of the Beautification committee.

Trustee McNiff discussed Recreation and Parks activities including the upcoming basketball league and the pop warner football program.

Trustee Pouch indicated that Broadway was schedule to be paved by the State shortly. He also indicated that the Library contracting team will be meeting with other interested developers.

Trustee Beeney announced that the Village has received an award from the American Automobile Association for the 29th consecutive year of fatality-free pedestrian traffic. He also discussed the current status of the legal fee recovery litigation.

Steve McCabe recommended that the low bidders on the Memorial Park Field House project be awarded contracts. The low bidders were: Robert Martin Construction for general construction; Mike Reilly Plumbing and Heating for plumbing; and Lawrence Light Electric for Electrical. Trustee McNiff made a motion to award the respective contracts. The motion was seconded by Trustee Attai and unanimously approved.

Mayor Flood thanked painter Steve Ivkoscic for his donation the repair and painting of the entrance to Village Hall.

Clerk-Treasurer Lawrence Schopfer outlined the proposed certiorari settlement with Irvington Estates (14 S. Broadway). The proposal calls for an average reduction of 40% and a refund of approximately \$78,000. Trustee Pouch made a motion to approve the proposed settlement. The motion was seconded by Trustee Attai and unanimously approved.

In connection with Irvington Estates settlement, Mr. Schopfer requested an appropriation from surplus of \$44,000 for the refund payment.

Mayor Flood introduced Noble Associates' request for an extension of a temporary certificate of occupancy. He indicated that such temporary certificate of occupancy had expired on September 30, 1995. He further indicated that the Board was not prepared to grant an extension until the applicant corrected violations in the current use of the property which presently exist. Such correction must take place within 48 hours.

Harry Kovsky discussed the recent burglary of his property and requested increased patrols to help combat this problem.

Trustee Pouch made a motion for the Board to adjourn to executive session to take up litigation and personnel matters. The motion was seconded by Trustee Attai and unanimously approved.

Upon reconvening from executive session, the following salary modifications were approved effective June 1, 1995:

<u>Employee</u>	<u>6/1/94 Salary</u>	<u>6/1/95 Salary</u>
Daniel Raimondo	64,000	67,200
Mario DiFelice	12.51/hr	13.01/hr

There being no further business to conduct, the meeting was adjourned.

Lawrence S. Schopfer, Clerk-Treasurer